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January 15, 2007

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(Name of applicant, assignee, or Registered Representative)

(Signature)

January 15, 2007

(Date of Signature)

Docket No. PRD-26 CIP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|------------|---|-----------------------------------------------------------------|----------------------------|
| Applicants | : | De Corte, <i>et al.</i> | January 15, 2007 |
| Serial No. | : | 10/782,060 | Art Unit: 1625 |
| Filed | : | February 18, 2004 | Examiner: Balls, Robert J. |
| Title | : | Piperidinyl Targeting Compounds that Selectively Bind Integrins | |

**RESPONSE TO RESTRICTION REQUIREMENT AND
REQUEST FOR RECONSIDERATION OF REQUIREMENT
UNDER 37 CFR 1.143**

Sir:

This paper is in response to the RESTRICTION REQUIREMENT mailed on September 15, 2006 in the above-identified application. Because this response is being filed after the one month statutory response period has expired, Applicants file herewith a Request for a Three Month Extension of Time to extend the response period to January 15, 2007.

Claims 1-90 are in the case. Restriction to one of twelve groups was required. *Office Action* at p. 2.

Applicants hereby elect with traverse the subject matter of Group I: "Claim 6, wherein R₁ is NR₄R₆, tetrahydropyrimidinyl(R₈), or tetrahydro-1,8-naphthyridinyl(R₈)..." *Id.*

The restriction requirement is traversed for the following reasons. The statute governing restriction practice, 35 U.S.C. 121, mandates that two or more inventions be both "independent *and* distinct" (emphasis added) before the Director can require restriction.

Application Number: 10/782,060
Art Unit: 1625

The term "independent" has been interpreted by the Director to mean, "no disclosed relationship between the two or more subjects disclosed, that is, they are unconnected in design, operation, or effect..." MPEP 802.01.

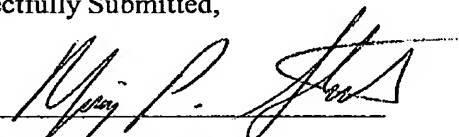
Thus, it is further Applicants' position that the subject matter of Groups I - XII are so closely related that they do not constitute independent and distinct inventions as required by the statute.

Election of a species was also required. *Office Action* at p. 5. Applicants hereby elect Compound 38b (see Example 38 in the specification):

Elected Group I claim 6 reads on this species.

Applicants reserve the right to file such divisional applications directed to non-elected subject matter as they see fit.

Respectfully Submitted,



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Dated: January 15, 2007